

NOTICE OF MOTION

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

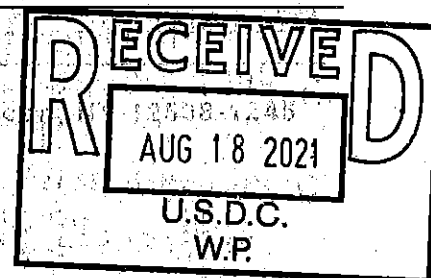
SANJAY TRIPATHY,
Plaintiff/Petitioner,

-against-

McClowski et. al,
Defendant(s)/Respondent(s)

#21-cv-06584-CS

**NOTICE OF MOTION
TO RECONSIDER;
Local Rule 6.3**



PLEASE TAKE NOTICE that Plaintiff – Sanjay Tripathy, pleads with the Court to amend its Order (dated 8/9/2021, posted on Westlaw on 8/10/2021; Plaintiff is filing within the 14 day period for Motion to Reconsider), under Local Rule of Civil Procedure - Rule 6.3 (Motion to Reconsider).

Per Court's previous Order (dated 8/9/2021) – All Defendant(s) except Defendant DOCCS are to proceed to service, under **RLUIPA**, the **First Amendment** (Free Exercise and Establishment Clause), and the **Fourteenth Amendment**.

Petitioner would like to bring to the Court's attention that Defendant DOCCS is liable under **RLUIPA** as a government agency (based on **RLUIPA**'s express definition and **Sossamon v. Texas**) and the **First Amendment** (Free Exercise and Establishment Clause).

In support of this motion, petitioner submits the following:

- memorandum of law;
- declaration, affirmation or affidavit;

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Sanjay Tripathy".

Sanjay Tripathy

ProSe Plaintiff/Petitioner

An innocent man wrongly incarcerated by The State of New York

18R1673, Fishkill CF, 18 Strack Drive,

Box #1245, Beacon, NY 12508-1245

Monday, August 16th, 2021

Sanjay Tripathy, 18R1673, Fishkill CF, Box #1245, Beacon, NY 12508-1245

COVER LETTER

To: ProSe Intake Unit, US District Court, Southern District of New York,
US Courthouse, 300 Quarropas Street, White Plains, NY 10601
Attn: Clerk (HON. Cathy Siebel, US District Judge)

From: Sanjay Tripathy (ProSe Petitioner/Plaintiff), 18R1673, Fishkill
CF, 18 Strack Drive, Box #1245, Beacon, NY 12508-1245

Date: Monday, August 16th, 2021

Subject: Case #21-cv-06584-CS – Local Rule 6.3; Motion to Reconsider
(Add Defendant(s) liability under RLUIPA and the First Amendment)

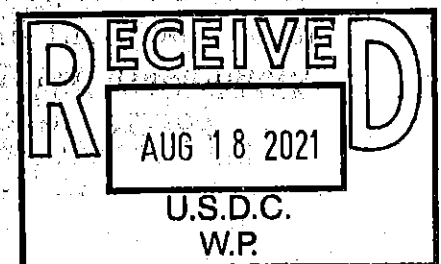
Please see attached to this cover letter under Local Rules 6.3 (Motion
Motion to Reconsider), where Plaintiff pleads with the Court to add
DOCCS as a Defendant (under *RLUIPA* and the *First Amendment* –
Free Exercise and Establishment Clause) to proceed for service -

- a. Cover Letter (this page)
- b. Notice of Motion
- c. Memorandum of Law (Local Rule 6.3 - Motion to Reconsider)
- d. Declaration
- e. Affidavit/Statement of Service

Respectfully Submitted,



Sanjay Tripathy
ProSe Plaintiff/Petitioner
An innocent man wrongly incarcerated by The State of New York
18R1673, Fishkill CF, 18 Strack Drive,
Box #1245, Beacon, NY 12508-1245



Sanjay Tripathy; 18R1673, Fishkill CF, Box #1245, Beacon, NY 12508-1245

Court Documents (Motion)

from: SAMMY TRIMM,
18R1673; MB-21/23B,
Bshill C.F, Box #1245
Beacon, NY 12508
(Coef# 21-cv-6584-CS)-Motion
mailed - 8/16/2021

LEGAL
MAIL

To

Pro Se Intake Unit
CATAN - Clerk/HON. ~~Cathy~~ Cathy Siebel
US District Judge, SD NY,
US Court house, 300 Quarropas Street,
White Plains, NY 10601

